

**RECEIVED**JUL 14 2017 *PO*

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

THOMAS G. BRUTON  
CLERK, U.S. DISTRICT COURT

*Pearl Ann Henyard*

\_\_\_\_\_,  
Plaintiff(s),

vs.

*Rush Hospital*

\_\_\_\_\_,  
Defendant(s).

1:17-cv-05238  
Judge Ronald A. Guzman  
Magistrate Judge Sidney I. Schenkier

**COMPLAINT FOR VIOLATION OF CONSTITUTIONAL RIGHTS**

*This form complaint is designed to help you, as a pro se plaintiff, state your case in a clear manner. Please read the directions and the numbered paragraphs carefully. Some paragraphs may not apply to you. You may cross out paragraphs that do not apply to you. All references to "plaintiff" and "defendant" are stated in the singular but will apply to more than one plaintiff or defendant if that is the nature of the case.*

1. This is a claim for violation of plaintiff's civil rights as protected by the Constitution and laws of the United States under 42 U.S.C. §§ 1983, 1985, and 1986.
2. The court has jurisdiction under 28 U.S.C. §§ 1343 and 1367.
3. Plaintiff's full name is *Pearl Ann Henyard*.

*If there are additional plaintiffs, fill in the above information as to the first-named plaintiff and complete the information for each additional plaintiff on an extra sheet.*

4. Defendant, \_\_\_\_\_, is  
(name, badge number if known)
- ☐ an officer or official employed by \_\_\_\_\_;  
(department or agency of government)
- \_\_\_\_\_ or
- ☐ an individual not employed by a governmental entity.

***If there are additional defendants, fill in the above information as to the first-named defendant and complete the information for each additional defendant on an extra sheet.***

5. The municipality, township or county under whose authority defendant officer or official acted is \_\_\_\_\_ N/A. As to plaintiff's federal constitutional claims, the municipality, township or county is a defendant only if custom or policy allegations are made at paragraph 7 below.

6. On or about 7/22/2015, at approximately 10:00 ☒ a.m. ☐ p.m.  
(month, day, year)
- plaintiff was present in the municipality (or unincorporated area) of N/A
- \_\_\_\_\_, in the County of Cook
- State of Illinois, at 1653 W. Congress Pkwy Chicago IL 60642  
(identify location as precisely as possible)

when defendant violated plaintiff's civil rights as follows ***(Place X in each box that applies):***

- ☐ arrested or seized plaintiff without probable cause to believe that plaintiff had committed, was committing or was about to commit a crime;
- ☐ searched plaintiff or his property without a warrant and without reasonable cause;
- ☐ used excessive force upon plaintiff;
- ☐ failed to intervene to protect plaintiff from violation of plaintiff's civil rights by one or more other defendants;
- ☐ failed to provide plaintiff with needed medical care;
- ☒ conspired together to violate one or more of plaintiff's civil rights;
- ☐ Other:

N/A

7. Defendant officer or official acted pursuant to a custom or policy of defendant municipality, county or township, which custom or policy is the following: **(Leave blank if no custom or policy is alleged):** \_\_\_\_\_

N/A

8. Plaintiff was charged with one or more crimes, specifically:

N/A

9. **(Place an X in the box that applies. If none applies, you may describe the criminal proceedings under "Other")** The criminal proceedings

- ☐ are still pending.
- ☐ were terminated in favor of plaintiff in a manner indicating plaintiff was innocent.<sup>1</sup>
- ☐ Plaintiff was found guilty of one or more charges because defendant deprived me of a fair trial as follows \_\_\_\_\_

N/A

- ☐ Other: \_\_\_\_\_

<sup>1</sup>Examples of termination in favor of the plaintiff in a manner indicating plaintiff was innocent may include a judgment of not guilty, reversal of a conviction on direct appeal, expungement of the conviction, a voluntary dismissal (SOL) by the prosecutor, or a *nolle prosequi* order.



10. Plaintiff further alleges as follows: *(Describe what happened that you believe supports your claims. To the extent possible, be specific as to your own actions and the actions of each defendant.)*

- Plaintiff was injected with an agent when test were performed that caused infection and various injuries.
- Medications that was given to Plaintiff created an even severe headache than what Plaintiff arrived with.

The Doctor, Donna Hock came into Plaintiff's, Pear Hyenard room for Plaintiff's examination. She talked about medications that were going to be given, and the test that were going to be performed, Xrays, Cat Scan of <sup>Cran</sup> head and chest. Plaintiff was taken

11. Defendant acted knowingly, intentionally, willfully and maliciously.
12. As a result of defendant's conduct, plaintiff was injured as follows:

Unconscious, total body paralysis,  
Blurriness in eyes, foaming and  
malodorous urine, bowel discoloration,  
paresthesia (Chands, legs, and feet), chest pain,

13. Plaintiff asks that the case be tried by a jury. ☒ Yes ☐ No

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(10.) to Xray first after being taken back to the room. Sia/Sasha the cat Scan technician came to get Plaintiff to take a cat Scan of brain. Plaintiff asked technician about the cat Scan of chest, she says it has not been ordered yet. Sia/Sasha the technician takes Plaintiff back to her room. Next the nurse Kelly came into Plaintiff room to give her medication, cyclobenzaprine HCl 10mg (brown with m) and ibuprofen 600mg (looked like IBprofen). The two medications together made Plaintiff's head hurt more severely, beyond 10/10 Scale. Right afterwards Sia/Sasha and another individual came to get Plaintiff for a cat Scan of chest, second time Plaintiff went to cat Scan room. While on the machine, Plaintiff was asked to raise left arm, a button was pushed that made Plaintiff go in the machine. Some, it was awkward for Plaintiff to look up but tried her hardest to maneuver to see what was going on. I asked Sia/Sasha why my head was feeling like this, she said it was the medication. She then grabs my cord and the woman comes up and stands by my head to the on back →



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left and grabs the fat from technician a  
needle out her left jacket pocket. Sia/Sasha  
Starts to inject me with it and the woman  
goes to sit back down, then the technician  
connects me to the contrast (dye). Afterwards,  
Plaintiff was taken back to room, doesn't  
remember falling asleep but was in a different  
state, unconsciousness. Plaintiff heard foot steps  
come into her room, she was unable to open  
her eyes, or move her body, she finally opened  
her eyes, everything was blurry.

Plaintiff went to see a doctor several  
days after visiting Rush for the current  
complaints. Which one of the complaints  
was foaming and malodorous urine,  
which test results showed Escherichia  
Coli, Gram negative Bacilli, which  
started after the visit at Rush Hospital.  
When Plaintiff had Urinalysis test on  
7/17/2015, which was negative.

(12.) Lack of oxygen, tissue damage, Sagginess in  
skin, heart injury, nail discoloration (mees lines)  
white at nail beds, discharge discoloration,  
and feeling of an electric shock.

14. Plaintiff also claims violation of rights that may be protected by the laws of Illinois, such as false arrest, assault, battery, false imprisonment, malicious prosecution, conspiracy, and/or any other claim that may be supported by the allegations of this complaint.

**WHEREFORE**, plaintiff asks for the following relief:

- A. Damages to compensate for all bodily harm, emotional harm, pain and suffering, loss of income, loss of enjoyment of life, property damage and any other injuries inflicted by defendant;
- B. ☒ (Place X in box if you are seeking punitive damages.) Punitive damages against the individual defendant; and
- C. Such injunctive, declaratory, or other relief as may be appropriate, including attorney's fees and reasonable expenses as authorized by 42 U.S.C. §1988.

Plaintiff's signature: Pearl A. Henryard

Plaintiff's name (print clearly or type): Pearl Ann Henryard

Plaintiff's mailing address: 1340 S. Troy

City chicago State IL ZIP 60623

Plaintiff's telephone number: (73) 542-1384

Plaintiff's email address (if you prefer to be contacted by email): Phenyard@

yahoo.com

15. Plaintiff has previously filed a case in this district. ☒ Yes ☐ No

If yes, please list the cases below.

Pearl Henryard V. MV Transportation and Pace  
Pearl A. Henryard V. Burlington Coat Factory  
Any additional plaintiffs must sign the complaint and provide the same information as the first plaintiff. An additional signature page may be added.

7/14/2017 Pearl Henryard

